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9
10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE EASTERN DISTRICT OF CALIFORNIA

12 **LETRINH HOANG, D.O., PHYSICIANS**
13 **FOR INFORMED CONSENT, a not-for-**
14 **profit organization, and CHILDREN'S**
15 **HEALTH DEFENSE, CALIFORNIA**
CHAPTER, a California Nonprofit
Corporation,

16 Plaintiffs,

17 v.

18 **ROB BONTA, in his official capacity as**
19 **Attorney General of California and, ERIKA**
20 **CALDERON, in her official capacity as**
Executive Officer of the Osteopathic
Medical Board of California ("OMBC"),

21 Defendants.

Case No. 2:22-cv-02147-WBS-AC

DECLARATION OF ANGELA
LIM, D.O. IN SUPPORT OF
DEFENDANTS' OPPOSITION TO
PLAINTIFFS' MOTION FOR
PRELIMINARY INJUNCTION

Judge: Honorable William B. Shubb
Action Filed: December 1, 2022

22 I Angela Lim, D.O., declare:

23 1. I am a licensed California physician specializing in Osteopathic Manipulative
24 Medicine and Family Medicine. I received my medical degree from the Michigan State
25 University College of Osteopathic Medicine in 2006 and completed a dual internship and
26 residency in Family Medicine and Neuromusculoskeletal Medicine in 2010. I was issued my
27 Osteopathic Physician's and Surgeon's Certificate by the Osteopathic Medical Board of
28

1 California (Board) in 2010. I have been board certified by the American Osteopathic Board of
2 Neuromusculoskeletal and Osteopathic Manipulative Medicine since 2012. I have also been
3 board certified by the American Osteopathic Board of Family Medicine since 2010. I have
4 reviewed cases of professional misconduct for the Board since November 2020, and I have served
5 as the acting consultant for the Board since November 2020. A true and correct copy of my
6 Curriculum Vitae is attached to this Declaration as Exhibit 1.

7 2. Based on my education, training, and experience, I am very familiar with the laws
8 and professional standards of medicine in California. California's medical licensing system holds
9 licensees to the standard of care with respect to their care and treatment of patients. Practicing
10 physicians know and understand what is meant by the phrase "standard of care," which is
11 designed, in part, to protect patients from the risk of harm.

12 3. A physician treating a patient for a particular condition is expected to know what the
13 current standard of care requires for that condition and any treatment offered or provided for it.
14 The standard of care is continually evolving as new research and studies are published, and some
15 fields of medicine change at a much faster pace than others. Physicians have a professional
16 responsibility to complete continuing medical education to keep current with the evolving
17 standards of care. There are a wide variety of resources devoted to providing physicians with
18 updates on the evolving standard of care for the fields in which they practice. These include
19 bulletins and guidelines issued by medical practice associations and the Board, as well as
20 published periodicals and online evidence-based clinical subscription services, such as the often-
21 cited "UpToDate." While the standard of care evolves, and often quickly, a physician is
22 responsible for applying the current standard of care in their community. It is a violation of the
23 standard of care to provide medical advice or treatment that is not yet proven or established based
24 on personal beliefs or opinions about what may become the standard of care in the future. A
25 medical practitioner is negligent if they fail to meet the current standard of care in the care and
26 treatment of patients.

27 4. "Negligence" is defined as a "simple departure" from the current standard of care.
28 "Gross negligence" is defined as an extreme departure from the standard of care.

5. A physician whose conduct falls below the standard of care can be subject to liability for civil malpractice and/or disciplinary proceedings before the Board under various statutes for unprofessional conduct, including, but not limited to, gross and repeated negligence, and incompetence.

6. Physicians have a duty to provide complete and accurate information to their patients so that they can make informed decisions about their healthcare. Truthful and open communication with patients is a central tenant of the medical standard of care. The information and recommendations provided by an osteopathic physician are relied on by patients to make well-considered decisions about care. Misinformation provided by a physician during medical care and treatment presents a danger of harm to a patient, because it can lead the patient to decline or be unaware of beneficial care and treatment, or to seek treatments that provide no benefit. Because COVID-19 is a potentially fatal disease, and effective preventative measures and therapeutic treatments exist, the risks posed by misinformation in that context are particularly acute.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this ____ day of December, 2022, at Sacramento, California.

Angela Lim DO 12/20/2022

ANGELA LIM, D.O.
Declarant

Exhibit 1

Angela Lim, D.O. Curriculum Vitae

Angela Lim DO

1535 River Park Drive, Suite 2000
Sacramento, CA 95815

DrAngela06@gmail.com
Cell phone: (734) 377-1749

Education

<i>Residency: Family Medicine/Neuromusculoskeletal Medicine</i>		
7/2007 – 6/2010	Metro Health Hospital	Grand Rapids, MI
<i>Internship</i>		
7/2006 – 6/2007	Metro Health Hospital	Grand Rapids, MI
<i>Doctor of Osteopathic Medicine</i>		
8/2002 – 5/2006	Michigan State University College of Osteopathic Medicine (MSUCOM)	East Lansing, MI
<i>Bachelor of Biomedical Sciences</i>		
1997 – 2001	Western Michigan University (WMU)	Kalamazoo, MI

Work Experience

9/2021 – present	UC Davis Department of Integrative Medicine, Associate Physician Part Time ★ OMM only	Sacramento, CA
1/2021 – 5/2022	OMM Department Adjunct Faculty Touro University College of Osteopathic Medicine ★ On Campus teaching 1st and 2nd year medical students OMM skills	Vallejo, CA
11/2020 – present	Medical Consultant/Expert Reviewer OMBC	Sacramento, CA
9/2010 – 10/2020	NorthBay Healthcare ★ NMM/OMM physician	Vacaville, CA
5/2001 – 6/2002	Ypsilanti Family Practice, University of Michigan Health System ★ Medical Assistant	Ypsilanti, MI

Medical License and Certifications

9/2021	Fascial Distortion Model Certified Instructor
3/2018	Fascial Distortion Model International Certificate
7/2010 – present	Osteopathic Medical Board of California
1/2012 (current)	AOBNMM Board Certified Neuromusculoskeletal Medicine/Osteopathic Manipulative Medicine
11/2010 (current)	AOBFP Board Certified Family Medicine
2010 – present	DEA available upon request

Teaching Experience

12/2017 – Present	FDM Academy ★ Table train and lecture on Fascial Distortion Model ★ Full list of modules taught available upon request
5/2011 – 10/2020	Adjunct Faculty Touro University College of Osteopathic Medicine ★ Teaching 3 rd and 4 th year medical students on rotation ★ OMM lecture series throughout the academic year

May 2019 NorthBay TBI & Concussion Symposium, expert panelist
 March 2019 SAAO Convocation FDM lecture & workshops
 May 2018 NorthBay Spine Symposium, expert panelist
 9/2018 Lecture & Workshop 29th Annual Fall Conference for Osteopathic Physicians and Surgeons of California (OPSC)
 ★ The Fascial Distortion Model: A Different Approach to Fascia
 2/2016 Lecture & Workshop 55th Annual Convention for OPSC
 ★ Your Healing Hands: OMM to Benefit the Pregnant Woman and Newborn
 7/2011 Public lecture for NorthBay Women's Day
 ★ A Healing Touch
 4/2011 Public lecture for NorthBay lecture series
 ★ Hands On Care for Sports Injuries
 2006 – 2010 Teaching medical students and other residents OMM skills through lectures, workshops, and one on one

Leadership

3/2022 - Present American Academy of Osteopathy Board of Governors
 3/2021 – Present AFDMA President
 2/2020 Expert Reviewer Training Medical Board of California
 2/2020 – 3/2020 Medical Advisory Board Member - HealthSpring Fitness
 3/2019 – 3/2021 AFDMA President Elect
 2018 – 2019 AFDMA Director at Large
 2018 – 2020 Peer Review Committee, NorthBay Healthcare
 2016 – 2020 Quality Committee, NorthBay Healthcare
 6/2009 – 6/2010 Family Medicine/NMM Chief Resident
 7/2003 – 7/2004 MSUCOM Student Council Secretary
 7/2003 – 7/2004 American Holistic Medical Association Co-President

Volunteering

2009 – 2010 Established and staffed OMM Teaching Clinic for students and residents
 10/18/2009 Medical Staff Volunteer Grand Rapids Marathon
 9/12/2009 Medical Staff Volunteer Reed's Lake Triathlon
 7/25/2009 Medical Staff Volunteer Tri Del Sol (Triathlon)
 6/27/2009 Medical Staff Volunteer Reed's Lake Run
 9/6/2008 Medical Staff Volunteer Reed's Lake Triathlon
 6/28/2008 Medical Staff Volunteer Reed's Lake Run
 10/28/2007 Medical Staff Volunteer Grand Rapids Marathon
 9/8/2007 Medical Staff Volunteer Reed's Lake Triathlon
 2003 – 2004 OMM Student Clinic
 2003 – 2004 PATCH Program: Helping to teach grade-schoolers the value of a balanced diet and exercise
 4/15/04 D.O. Day on the Hill
 2/18/04 Legislative Health Fair: Performed health screens for Michigan legislators and other Capitol Building workers
 11/2003 Volunteer to teach and assist 6th graders dissecting hearts
 Fall 2003 MSUCOM Anatomy Tutor
 Summer 2003 Friendship Clinic: Medical volunteer for low income patients
 Summer 2003 Cristo Rey Migrant Clinic: Medical volunteer for mobile clinic serving migrant workers

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Summer 2003	OsteoChamps: Mentor and role model for high school students interested in the medical field
Summer 2003	AOA Accreditation Site Visit to MSUCOM: Represented MSUCOM student body to the AOA accreditation committee
July 2003	Heads Up for Safety: Fitting and distributing helmets to children and teaching the importance of helmet use

Professional Memberships

American Fascial Distortion Model Association (AFDMA)
American Academy of Osteopathy (AAO)
American College of Osteopathic Family Physicians (ACOFP)
American Osteopathic Association (AOA)